



## ANNOUNCEMENTS

General Manager Caudillo advised that there were no announcements.

## MINUTES

### Approval of Minutes of July 9, 2021 Meeting of the Board of Directors.

Director Corkins moved for the approval of the minutes of July 9, 2021 Board meeting. The motion was seconded by Director Townsend, and approved by way of the following roll call vote:

#### In Favor:

Director Townsend  
Director Holmes  
Director Leider  
Director Galloway  
Director Corkins  
Director Reyes  
Director Schneider  
Director Kisling  
Chairman Borba

Opposed: None.

## ADMINISTRATION

### Consider Approval of Third Amended Employment Services Contract with TBID

General Manager Caudillo provided a report on the Third Amended Employment Services Contract with TBID, a copy of which is attached hereto and incorporated by reference as Agenda Item #5a.

Director Kisling moved to approve the Third Amended Employment Services Contract with TBID. The motion was seconded by Director Schneider, and approved by way of the following roll call vote:

#### In Favor:

Director Townsend  
Director Holmes  
Director Leider  
Director Galloway  
Director Corkins  
Director Reyes  
Director Schneider

Director Kisling  
Chairman Borba

Opposed: None.

Discussion on Groundwater Extraction Fee and Invoicing

General Manager Caudillo provided a report on the groundwater extraction fee and invoicing. Attached hereto and incorporated by reference as #5b is a copy of the report.

Discussion ensued regarding total revenue and collections from the previous billing, the cycle of invoices, and late fees.

Report from ETGSA Land Subsidence Management Zone Ad Hoc Committee

Consulting Engineer David De Groot provided a report regarding the status of the draft Land Subsidence Management Plan. Mr. De Groot advised that the draft Plan was circulated to the Committees, and a public workshop was held. In addition, notices were sent to every landowner within the Management Area.

Discussion ensued regarding attendance at the workshop.

Mr. De Groot continued report and noted that the ad hoc committee met this morning. Six written comment letters have been received, and a number of verbal comments have been received at the Agency's various committee meetings. Most of the comments relate to prospective management actions, rather than technical data or monitoring. The recommendation from the ad hoc committee and the rest of the staff is to break the plan into monitoring and management actions, with the goal of presenting a monitoring plan for the Board's consideration in September. Management plans will be prepared and considered separately, in conjunction with funding exploration efforts.

Discussion ensued regarding the costs associated with the Plan.

Mr. De Groot continued with discussion of SGMA Grants. It was noted that most applications are limited to one per subbasin. Discussion also ensued regarding federal grants, as well as review of all the comments received on the draft Plan.

Discussion ensued regarding approach, and establishment of a permanent committee. It was noted that the stakeholder committee discussed the Santa Margarita aquifer and how it affects one of the zones, along with how the plan affects recharge and banking projects.

Public comment was received from Trelawney Bullis.

Mr. De Groot reported that a property owner map has been made available and can be placed on the website.

Discussion ensued regarding future public comments.

Public comment was received from John Gaugel.

General Manager Caudillo indicated that public comment letters received to date will be posted.

#### Staff Update on the ETGSA Opt-in Agreement

General Manager Caudillo provided an update on the ETGSA Opt-in Agreement. Attached hereto and incorporated by reference as Agenda Item #5d Exhibit A is a copy of the Agreement. There are 154 bisected parcels. Thus far, 25 parcels have opted in. The gross acreage for all split boundary parcels is 19,000 acres.

#### Report from 4Creeks on ETGSA Accounting and Invoicing

Consulting Engineer De Groot provided a report on accounting and invoicing. He advised that BasinSafe has been updated, and June evapotranspiration data is now available on each BasinSafe account. Agency staff is currently reconciling the accounting to implement the emergency ordinance. The groundwater extraction fee invoice is going out later this month. Mr. De Groot also advised that the transitional pumping invoice for the period of April through June will be sent to landowners in August. There were 1,277 accounts registered last month, which has increased to 1,413 accounts as of today. A total of 71,648 acres have been enrolled. Mr. De Groot noted that eight parcels have opted out, for a total of 18 acres.

Discussion ensued regarding the applicable Tier 1 penalty rates. It was noted that the Board is permitted to increase the penalty rate, and that the water rate at the time the water is used will be the applicable rate.

### STAKEHOLDER OUTREACH AND COMMUNITY ENGAGEMENT

#### Report on Ongoing ETGSA Outreach Efforts

General Manager Caudillo provided a report on the ongoing outreach efforts and upcoming events. A copy of his report is attached as Agenda Item #6a and incorporated by reference.

### REPORT FROM COMMITTEES

#### Receive Reports from Stakeholder Committee Members

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #7a is a copy of the report on the meeting of the Stakeholder Committee.

#### Receive Reports from Executive Committee Members

General Manager Caudillo reported there was no Executive Committee last month.

## BILLS AND WARRANTS

### Receive Finance Committee Monthly Reports

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #8a is a copy of the report on the meeting of the Finance Committee.

### Review the Financial Statements; Consider Ratification of Bills Paid and Approval of Bills to be Paid

General Manager Caudillo provided a report on current financial standing and accounts payable. The Finance Committee recommends payment of the accounts. Attached hereto and incorporated by reference as Agenda Item #8b is a copy of the financial statements.

Director Kisling moved to approve the financial statements, ratification of bills paid, and approval of bills to be paid, as presented in the agenda packet. The motion was seconded by Director Townsend, and approved by way of the following roll call vote:

#### In Favor:

Director Townsend  
Director Holmes  
Director Leider  
Director Galloway  
Director Corkins  
Director Reyes  
Director Schneider  
Director Kisling  
Chairman Borba

#### Opposed: None

## TULE SUBBASIN AND REGIONAL REPORTS AND ITEMS

### Report on Tule Subbasin Coordination and TH&Co Task Items

General Manager Caudillo provided a report. Attached hereto and incorporated by reference as Agenda Item #9a is a copy of the report.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

[Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2)]

Number of Potential Cases: Three

The Board of Directors, while in closed session pursuant to Government Code Section 54956.9(d)(2), met with General Counsel Aubrey Mauritson regarding three potential items of anticipated litigation.

CLOSED SESSION ITEMS

Report Action Taken in Closed Session Required by Government Code 54957.1

Chairman Borba reported there was no reportable action from closed session.

NEXT MEETING DATE

Next Regular Meeting – Thursday, September 2, 2021 at 2:00 p.m.

The next regular meeting of the Board of Directors of the ETGSA Joint Powers Authority shall be held on September 2, 2021 at 2:00 p.m.

ADJOURNMENT

There being no further business before the Board, Chairman Borba adjourned the meeting.

Respectfully submitted,

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Rogelio Caudillo, General Manager